

STATE OF MAINE
PUBLIC UTILITIES COMMISSION

Docket No. 2000-488

June 20, 2000

MICHAEL A. MALLIS/
AIRPORT CAR & LEASING, INC.
Application for Authority to Provide
Water Taxi Service in Casco Bay

ORDER GRANTING
AUTHORIZATION

WELCH, Chairman; NUGENT and DIAMOND, Commissioners

In this Order we authorize Michael A. Mallis to provide a water taxi service in Casco Bay pursuant to the requirements of 35-A M.R.S.A. § 5101 and the Commission Rules, Chapters 510 and 520. Mr. Mallis will provide on-demand, unscheduled, one-way taxi service in Casco Bay.

Pursuant to Chapter 520, the Commission is required to authorize water taxi service that meets the following statutory definition:

“Water Taxi Service” means an on-demand, unscheduled, one-way passenger service in Casco Bay that stops at one or more of the Regulated Islands and that is provided for six or fewer passengers.

MPUC Rules, Ch. 520 § 2(L). In addition, water taxi service must be provided at a flat rate based on the distance between the originating and terminating points, regardless of whether the vessel carries fewer than the maximum allowable number of passengers and regardless of whether the trip is inbound or outbound. Id. at § 5(A). Any individual or business proposing to provide water taxi service must deliver a copy of the application filed with the Commission to the Casco Bay Island Transit District. If no objections to the application are filed within two weeks of the PUC filing, a hearing need not be held on the application and authorization shall be granted. Id. at § 3(B).

Mr. Mallis filed his application for authorization to provide service in Casco Bay on June 5, 2000. Mr. Mallis proposes to provide on demand, unscheduled water taxi service to the islands in Casco Bay as well as other coastal regions, (see Application attached). The rate schedule filed by Mr. Mallis proposes a flat rate of \$65.00 per hour with a minimum charge of \$40.00, regardless of the number of passengers on board.

Mr. Mallis has provided a copy of certification showing that Casco Bay Island Transit District was mailed a copy of the application and no objections to Mr. Mallis' application have been filed with the Commission.

Accordingly, we

ORDER

That Michael Mallis/Airport Car and Boat Leasing, Inc. is authorized to provide water taxi service in Casco Bay as set forth in the Application attached to this order.

Dated at Augusta, Maine, this 20th day of June, 2000.

BY ORDER OF THE COMMISSION

Dennis L. Keschl
Administrative Director

COMMISSIONERS VOTING FOR: Welch
Nugent
Diamond

NOTICE OF RIGHTS TO REVIEW OR APPEAL

5 M.R.S.A. § 9061 requires the Public Utilities Commission to give each party to an adjudicatory proceeding written notice of the party's rights to review or appeal of its decision made at the conclusion of the adjudicatory proceeding. The methods of review or appeal of PUC decisions at the conclusion of an adjudicatory proceeding are as follows:

1. Reconsideration of the Commission's Order may be requested under Section 1004 of the Commission's Rules of Practice and Procedure (65-407 C.M.R.110) within 20 days of the date of the Order by filing a petition with the Commission stating the grounds upon which reconsideration is sought.
2. Appeal of a final decision of the Commission may be taken to the Law Court by filing, within 30 days of the date of the Order, a Notice of Appeal with the Administrative Director of the Commission, pursuant to 35-A M.R.S.A. § 1320(1)-(4) and the Maine Rules of Civil Procedure, Rule 73, et seq.
3. Additional court review of constitutional issues or issues involving the justness or reasonableness of rates may be had by the filing of an appeal with the Law Court, pursuant to 35-A M.R.S.A. § 1320(5).

Note: The attachment of this Notice to a document does not indicate the Commission's view that the particular document may be subject to review or appeal. Similarly, the failure of the Commission to attach a copy of this Notice to a document does not indicate the Commission's view that the document is not subject to review or appeal.